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PATENT Attorney's Matter No. 50848

REMARKS

Applicant respectfully requests entry of the above amendment. Applicant's representative has learned that the incorporation of application 08/438,159 occurred in a preliminary amendment filed with the application that is likely not part of the application as filed because the declaration did not refer to the preliminary amendment. Therefore, the incorporation of application 08/438,159 is being deleted.

Date: June 10, 2004

CUSTOMER NUMBER 23735

Phone: 503-885-9699 FAX 503-885-9880 Respectfully submitted,

DIGIMARC CORPORATION

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